

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON FINANCE AND CLAIMS**

**Call to Order:** Chair Dave Lewis, on March 9, 2011 at 9:00 A.M., in Room 317 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Dave Lewis, Chairman (R)  
Sen. Rick Ripley, Vice Chairman (R)  
Sen. Debby Barrett (R)  
Sen. John Brenden (R)  
Sen. Mary Caferro (D)  
Sen. Steven Gallus (D)  
Sen. Bradley Hamlett (D)  
Sen. Bob Hawks (D)  
Sen. Llew Jones (R)  
Sen. Jim Keane (D)  
Sen. Edward Walker (R)  
Sen. David E. Wanzenried (D)  
Sen. Ryan Zinke (R)

##### **Members Excused:**

Sen. Taylor Brown (R)  
Sen. Edward Buttrey (R)  
Sen. Alan Olson (R)  
Sen. Jason Priest (R)  
Sen. Jon Sonju (R)  
Sen. Carol Williams (D)

**Members Absent:** None

**Staff Present:** Prudence Gildroy, Committee Secretary  
Taryn Purdy, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Executive Action: HB 34; HB 49; HB 79; HB 81; HB 252; SB 299; SB 363; SB 385;  
SB 237

**Committee Discussion:**

00:01:13 Sen. Lewis  
 00:03:02 Sen. Zinke  
 00:03:15 Sen. Gallus  
 00:03:51 Sen. Lewis  
 00:04:59 Sen. Keane  
 00:05:12 Sen. Ripley  
 00:05:26 Sen. Keane  
 00:05:47 Sen. Lewis  
 00:06:21 Sen. Wanzenried  
 00:06:57 Sen. Lewis  
 00:07:15 Sen. Brenden  
 00:07:39 Sen. Lewis

**EXECUTIVE ACTION ON HB 34**

00:07:58 **Motion:** Sen. Zinke moved that **HB 34 BE CONCURRED IN.**

**Discussion:**

00:08:09 Chairman Lewis  
 00:08:27 Taryn Purdy, Legislative Fiscal Division (LFD)  
 00:08:46 Chairman Lewis  
 00:09:01 Ms. Purdy, LFD  
  
 00:09:42 **Vote:** Motion failed 6-13 by roll call vote with Sen. Gallus, Sen. Hamlett, Sen. Hawks, Sen. Keane, Sen. Wanzenried and Sen. Williams voting aye. Sen. Brown, Sen. Buttrey, Sen. Priest and Sen. Williams voted by proxy.  
  
 00:10:50 **Substitute Motion/Vote:** Sen. Ripley made a substitute motion that **HB 34 BE TABLED AND THE VOTE REVERSED.** Substitute Motion carried unanimously by voice vote of those present and voting.

**EXECUTIVE ACTION ON HB 49**

00:11:40 **Motion:** Sen. Jones moved that **HB 49 BE CONCURRED IN.**

**Discussion:**

00:11:56 Sen. Keane  
 00:12:24 Chairman Lewis  
 00:12:26 Sen. Jones  
 00:12:40 Sen. Keane  
 00:12:52 Sen. Lewis

00:13:04 **Motion/Vote:** Sen. Keane moved that **HB 49 BE AMENDED**. Motion carried by voice vote of those present and voting.

[EXHIBIT\(fcs53a01\)](#)

00:14:00 **Motion/Vote:** Sen. Jones moved that **HB 49 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Sen. Brown, Sen. Buttrey, Sen. Priest and Sen. Williams voted by proxy. Sen. Augare will carry the bill.

**EXECUTIVE ACTION ON HB 79**

00:14:53 **Motion/Vote:** Sen. Jones moved that **HB 79 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Brown, Sen. Buttrey, Sen. Priest and Sen. Williams voted by proxy. Sen. Augare will carry the bill.

**EXECUTIVE ACTION ON HB 81**

00:15:37 **Motion:** Sen. Gallus moved that **HB 81 BE CONCURRED IN**.

**Discussion:**

00:15:50 Sen. Zinke

00:16:16 **Vote:** Motion carried 18-1 by voice vote with Sen. Sonju voting no. Sen. Brown, Sen. Buttrey, Sen. Priest and Sen. Williams voted by proxy. Sen. Buttrey will carry the bill.

**EXECUTIVE ACTION ON HB 252**

00:17:34 **Motion/Vote:** Sen. Wanzenried moved that **SB 252 DO PASS**. Motion carried unanimously by voice vote. Sen. Brown, Sen. Buttrey, Sen. Priest and Sen. Williams voted by proxy. Sen. Wanzenried will carry the bill.

**EXECUTIVE ACTION ON SB 299**

00:18:16 **Motion:** Sen. Hamlett moved that **SB 299 DO PASS**.

00:18:33 **Motion:** Sen. Hamlett moved that **SB 299 BE AMENDED**.  
[EXHIBIT\(fcs53a02\)](#)

**Discussion:**

00:18:46 Sen. Hamlett

00:19:07 **Vote:** Motion carried 16-0 by voice vote. Sen. Williams voted by proxy.

00:19:19 **Motion/Vote:** Sen. Hamlett moved that **SB 299 DO PASS AS AMENDED**.  
Motion carried 18-0 by voice vote. Sen. Buttrey, Sen. Priest and Sen. Williams  
voted by proxy.

### EXECUTIVE ACTION ON SB 363

**Motion:** Sen. Brenden moved that **SB 363 DO PASS**.

#### Discussion:

00:20:08 Chairman Lewis  
00:20:16 Sen. Brendan  
00:21:18 Sen. Zinke  
00:22:17 Sen. Hawks  
00:22:45 Sen. Ripley  
00:23:33 Sen. Zinke  
00:24:07 Sen. Ripley  
00:24:36 Sen. Hamlett  
00:25:03 Sen. Brendan  
00:25:09 Sen. Wanzenried  
00:26:12 Sen. Keane  
00:27:07 Sen. Barrett

00:27:46 **Vote:** Motion failed 8-11 by roll call vote with Sen. Barrett, Sen. Brenden, Sen.  
Buttrey, Sen. Jones, Sen. Lewis, Sen. Priest, Sen. Ripley and Sen. Walker  
voting aye. Sen. Buttrey, Sen. Priest and Sen. Williams voted by proxy.

00:28:44 **Motion/Vote:** Sen. Gallus moved that **SB 363 BE TABLED** and the vote  
reversed. Motion carried by voice vote with Sen. Brendan, Sen. Ripley and Sen.  
Zinke voting no.

### EXECUTIVE ACTION ON SB 385

00:29:10 **Motion:** Sen. Caferro moved that **SB 385 DO PASS**.

#### Discussion:

00:29:28 Chairman Lewis  
00:29:35 Sen. Caferro  
00:30:37 Sen. Barrett  
00:31:17 Sen. Caferro  
00:33:44 Sen. Barrett  
00:33:53 Sen. Caferro  
00:34:49 Sen. Brown  
00:35:41 Sen. Zinke  
00:36:24 Sen. Caferro  
00:37:36 Sen. Zinke  
00:37:59 Sen. Caferro

00:38:07 Sen. Gallus  
00:39:01 Sen. Caferro

00:39:59 **Vote:** Motion carried 14-5 by roll call vote with Sen. Brenden, Sen. Brown, Sen. Lewis, Sen. Priest and Sen. Walker voting no. Sen. Buttrey, Sen. Priest and Sen. Williams voted by proxy.

**EXECUTIVE ACTION ON SB 237**

00:41:09 **Motion:** Sen. Ripley moved that **SB 237 DO PASS.**

00:41:21 **Motion:** Sen. Ripley moved that **SB 237 BE AMENDED.**  
[EXHIBIT\(fcs53a03\)](#)

**Discussion:**

00:42:02 Sen. Ripley

00:42:14 **Vote:** Motion carried unanimously by voice vote of those present and voting.

00:42:54 **Motion:** Sen. Ripley moved that **SB 237 DO PASS AS AMENDED.**

**Discussion:**

00:43:04 Sen. Hawks  
00:45:17 Sen. Brown  
00:48:15 Sen. Ripley  
00:48:55 Sen. Hawks  
00:49:53 Sen. Barrett

00:53:00 **Vote:** Motion carried 17-2 by roll call vote with Sen. Hawks and Sen. Williams voting no. Sen. Buttrey, Sen. Priest, Sen. Walker and Sen. Williams voted by proxy.

00:53:22 Sen. Hawks

**ADJOURNMENT**

Adjournment: 9:58

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Prudence Gildroy, Secretary

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Additional Documents:

**EXHIBIT**([fcs53aad.pdf](#))